

AMENDMENT

Listing of Claims:

The following listing of claims replaces all previous listings or versions thereof:

- 1.-93. (Cancelled)
94. (Withdrawn) The method of claim 93, where the acid is acetic acid.
95. (Withdrawn) The method of claim 93, where the dipolar aprotic solvent and/or acid is virtually eliminated from the solvent vehicle.
96. (Withdrawn) The method of claim 93, where removing the dipolar aprotic solvent and/or acid is by lyophilization.
97. (Previously Presented) A method for preparing a pharmaceutically acceptable solvent vehicle, the method comprising:
 - (a) obtaining a pharmaceutically acceptable dipolar aprotic solvent and/or acid;
 - (b) mixing the dipolar aprotic solvent and/or acid in a pharmaceutically acceptable aqueous secondary solvent;
 - (c) removing more than 50% of the dipolar aprotic solvent and/or acid and aqueous secondary solvent; and
 - (d) reconstituting the solvent vehicle by the addition of a pharmaceutically acceptable aqueous solvent.
98. (Cancelled)
99. (Previously Presented) The method of claim 97, further comprising the step of dissolving pimaricin in said dipolar aprotic solvent and/or acid prior to mixing in a pharmaceutically acceptable aqueous secondary solvent.

100.-105. (Cancelled)

106. (Withdrawn) The method of claim 93, wherein the dipolar aprotic solvent or acid is eliminated.

107. (Withdrawn) The method of claim 93, wherein the removing dipolar aprotic solvent or acid removes 95% of the dipolar aprotic solvent or acid.

108. (Withdrawn) The method of claim 107, wherein the removing dipolar aprotic solvent or acid removes 99% of the dipolar aprotic solvent or acid.

109. (Withdrawn) The method of claim 93, wherein said aprotic solvent comprises N,N-dimethylacetamide, castor oil, dimethylsulfoxide, 1,2,-propylene-diol, glycerol or polyethylene glycol-400.

110. (Withdrawn) The method of claim 109, wherein said aprotic solvent comprises N,N-dimethylacetamide.

111. (Withdrawn) The method of claim 109, wherein said aprotic solvent comprises castor oil.

112. (Withdrawn) The method of claim 109, wherein said aprotic solvent comprises dimethylsulfoxide.

113. (Withdrawn) The method of claim 109, wherein said aprotic solvent comprises 1,2,-propylene-diol.

114. (Withdrawn) The method of claim 109, wherein said aprotic solvent comprises glycerol.

115. (Withdrawn) The method of claim 109, wherein said aprotic solvent comprises polyethylene glycol-400.

116. (Previously Presented) The method of claim 97, wherein said secondary solvent comprises aqueous lipid emulsion, water, saline solution, dextrose solution, glacial acetic acid, or lipid solution.

117. (Previously Presented) The method of claim 116, wherein said secondary solvent comprises an aqueous lipid emulsion.

118. (Previously Presented) The method of claim 117, wherein said aqueous lipid emulsion comprises emulsified fat particles of about 0.4 micron in diameter.

119. (Previously Presented) The method of claim 117, wherein said aqueous lipid emulsion comprises an aqueous soy bean lipid emulsion.

120. (Previously Presented) The method of claim 119, wherein said aqueous soy bean lipid emulsion comprises soy bean oil, lecithin, glycerin and water.

121. (Previously Presented) The method of claim 117, wherein said aqueous lipid emulsion comprises a lipid component that includes at least one vegetable oil and at least one fatty acid.

122. (Previously Presented) The method of claim 121, wherein said lipid component comprises at least about 5% by weight soybean oil and at least about 50% by weight fatty acids.

123. (Withdrawn) The method of claim 116, wherein said secondary solvent comprises water.

124. (Withdrawn) The method of claim 116, wherein said secondary solvent comprises saline solution.

125. (Withdrawn) The method of claim 116, wherein said secondary solvent comprises dextrose solution.

126. (Withdrawn) The method of claim 125, wherein said dextrose solution comprises 5% to 70% dextrose in water.

127. (Withdrawn) The method of claim 126, wherein said dextrose solution comprises 5% or 10% dextrose solution.

128. (Withdrawn) The method of claim 116, wherein said secondary solvent comprises glacial acetic acid.

129. (Withdrawn) The method of claim 93, wherein said secondary solvent comprises a lipid solution.

130. (Withdrawn) The method of claim 93, wherein said secondary solvent comprises a parenteral infusion fluid.

131. (Withdrawn) The method of claim 93, wherein said solvent vehicle comprises anhydrous N,N-dimethylacetamide and polyethylene glycol-400.

132. (Withdrawn) The method of claim 93, wherein said solvent vehicle comprises glacial acetic acid and polyethylene glycol-400.

133. (Previously Presented) The method of claim 97, wherein said solvent vehicle comprises anhydrous N,N-dimethylacetamide and aqueous lipid.

134. (Previously Presented) The method of claim 133, wherein said aqueous lipid is an aqueous soy bean lipid emulsion comprising soy bean oil, lecithin, glycerin and water.

135. (Previously Presented) The method of claim 134, wherein said solvent vehicle comprises anhydrous N,N,-dimethylacetamide and an aqueous soy bean lipid emulsion comprising soy bean oil, lecithin, glycerin and water in a 1:10 volume ratio.

136. (Previously Presented) The method of claim 134, wherein said solvent vehicle comprises anhydrous N,N,-dimethylacetamide diluted with 9 volumes 20% of an aqueous soy bean lipid emulsion comprising soy bean oil, lecithin, glycerin and water.

137. (Previously Presented) The method of claim 134, wherein said solvent vehicle further comprises normal saline or 5% dextrose solution.

138. (Withdrawn) The method of claim 93, wherein said solvent vehicle comprises anhydrous N,N-dimethylacetamide, polyethylene glycol-400 and 1,2-propylene diol.

139. (Withdrawn) The method of claim 93, wherein said solvent vehicle comprises anhydrous N,N-dimethylacetamide, polyethylene glycol-400, 1,2-propylene diol and dimethylsulfoxide.

140. (Withdrawn) The solvent vehicle of claim 139, wherein said solvent vehicle comprises anhydrous N,N-dimethylacetamide, polyethylene glycol-400, 1,2-propylene diol and dimethylsulfoxide in equal volume ratios.

141. (Previously Presented) The method of claim 97, wherein said vehicle comprises glacial acetic acid, and wherein said vehicle further comprises anhydrous N,N-dimethylacetamide, dimethylsulfoxide or an aqueous soy bean lipid emulsion comprising soy bean oil, lecithin, glycerin and water.

142. (Previously Presented) The method of claim 150, wherein said solvent vehicle comprises glacial acetic acid, dimethylsulfoxide and an aqueous soy bean lipid emulsion comprising soy bean oil, lecithin, glycerin and water.

143. (Previously Presented) The method of claim 142, wherein said solvent vehicle comprises glacial acetic acid, dimethylsulfoxide, and an aqueous soy bean lipid emulsion comprising soy bean oil, lecithin, glycerin and water in a 2:6:3 volume ratio.

144. (Withdrawn) The method of claim 98, wherein said pharmaceutically acceptable aqueous solution comprises water.

145. (Withdrawn) The method of claim 98, wherein said pharmaceutically acceptable aqueous solution comprises saline solution.

146. (Withdrawn) The method of claim 98, wherein said pharmaceutically acceptable aqueous solution comprises dextrose solution.

147. (Withdrawn) The method of claim 146, wherein said dextrose solution comprises 5% to 70% dextrose in water.

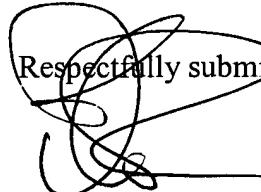
148. (Withdrawn) The method of claim 147, wherein said dextrose solution comprises 5% or 10% dextrose solution.

149. (Withdrawn) The method of claim 98, wherein said secondary solvent comprises a parenteral infusion fluid.

150. (Previously Presented) The method of claim 97, wherein said solvent vehicle comprises glacial acetic acid and an aqueous lipid emulsion.

Conclusion

The present amendment is sought for the purpose of placing the case in better condition for appeal by reducing the issues.


Respectfully submitted,

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